

Ordinance No. 470

**Ordinance No, 470 does not have a City Seal on the following documents
and also does not have a City Seal in the Ordinance Ledger Volume No.4.**

IN THE SUPERIOR COURT

STATE OF CALIFORNIA

IN AND FOR

THE COUNTY OF SAN JOAQUIN

STATE OF CALIFORNIA, }
COUNTY OF SAN JOAQUIN, } ss.

In the Matter of the

City of Lodi

Ordinance no. 470

O.B. Rinfret, being first duly sworn, deposes and says: That at all times hereinafter mentionedhe was a citizen of the United States, over the age of twenty-one years, and a resident of said County, and was at and during all said times the principal clerk of the printer and publisher of LODI NEWS-SENTINEL, a newspaper of general circulation, printed and published daily, except Sunday, in the City of Lodi, in said County of San Joaquin, State of California; that said LODI NEWS-SENTINEL is and was at all times herein mentioned, a newspaper of general circulation as that term is defined by Section 4460 of the Political Code of the State of California; that said notice was set in type no smaller than nonparel and was proceeded in words printed in black face type not smaller than nonparel, describing and expressing in general terms the purport and character of the notice intended to be given; that the notice of which the annexed is a printed copy, was published and printed in said newspaper on the following dates:

march 21, 1953

Subscribed and sworn to before me this 21st day of march, 195.....

O.B. Rinfret
Notary Public in and for San Joaquin
County, California.

Ordinance No. 470
DECLARING THE INTENTION
OF THE CITY COUNCIL OF
THE CITY OF LODI TO VA-
CATE THAT PORTION OF THE
ALLEY LYING BETWEEN
LOTS 2 AND 3, BLOCK 6, OF
THE CITY OF LODI.
THE CITY COUNCIL OF THE
CITY OF LODI DOES ORDAIN
AS FOLLOWS:

Section 1. It is the intention of the City Council of the City of Lodi, acting in accordance with the provisions of Part 3 of Division 9 of the Streets and Highways Code of the State of California, to vacate, close, and abandon as a public alley the following alley situated in the City of Lodi, County of San Joaquin, State of California, more particularly described as follows, to-wit:

The East 10 feet of Lot 2 and the West 10 feet of Lot 3 in Block 6 in the City of Lodi, as said lots and block are delineated and so designated upon that certain Map entitled "Mokelumne" filed for record August 25, 1889 at 8:48 A. M. in Book of Maps and Plats, Vol. 2, page 12, San Joaquin County Records.

Reference is hereby made to a map or plan on file with the office of the City Clerk of the City of Lodi for the particulars as to the proposed vacation.

Section 2. The City Council of the City of Lodi does hereby, and that public convenience and necessity require the reservation and exception from said vacation, the permanent easement and right at any time to maintain, operate and construct lines of pipe, conduits, cables, poles, equipment and fixtures for the operation of water, sewer, gas, telephone, and electric lines now located in or to be located within said alley and which reservations and exceptions are described as follows:

A strip of land 5 feet in width and 25 feet in length more particularly described as follows:

Beginning at a point on the south line of Lot 3, Block 6 of the City of Lodi, as said lot is designated upon that certain Map entitled "Mokelumne" filed for record August 25, 1889 in Book of Maps and Plats, Vol. 2, page 12, San Joaquin County Records, said point being a distance of 10 feet easterly from the Southwest corner of said lot; thence northerly and parallel to the west line of said lot a distance of 25 feet; thence westerly and parallel to the south line said lot a distance of 5 feet; thence southerly and parallel to the west line of said lot to the south line of said lot; thence easterly along said south line to the point of beginning.

These proceedings are taken subject to such reservations and exceptions.

Section 3. NOTICE IS HEREBY GIVEN that this City Council does hereby fix WEDNESDAY, APRIL 15, 1953, at the hour of 8:00 o'clock p. m. and the CITY COUNCIL CHAMBERS, CITY HALL, LODI, CALIFORNIA, as the time and place when and where all persons interested in or objecting to the vacation herein proposed may appear before this City Council and be heard.

Section 4. Upon adoption of this ordinance the Superintendent of Streets shall post, or cause to be posted, notice of such passage and of the time and place set herein for public hearing.

As prescribed by law for the vacation of public streets.

Section 3. This ordinance shall be published one time in the Lodi News-Sentinel, a newspaper of general circulation printed and published in the City of Lodi and shall be in force and take effect at this time and in the manner provided by law.

Approved this 18th day of March, 1953.

H. A. CHAMBERS, JR.
Mayor

HENRY A. CHAMBERS, JR.
City Clerk

State of California, County of San Joaquin.

HENRY A. CHAMBERS, JR. City Clerk of the City of Lodi and ex-officio Clerk of the City Council of said City, do hereby certify that the foregoing Ordinance No. 470 was introduced in regular meeting of said City Council held March 18, 1953, and was thereafter passed, adopted and ordered to print in a regular meeting of the City Council held March 18, 1953, by the following vote:

A. Y. S. Councilmen, Presler, Robinson, Ritchey, Rinn, and Hall.

A. Y. S. Councilmen, None.

A. Y. S. Councilmen, None.

A. Y. S. Councilmen, None.

A. Y. S. Councilmen, None.

A. Y. S. Councilmen, None.

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A. Y. S. Councilmen, None.

A. Y. S. Councilmen, None.

A. Y. S. Councilmen, None.

A. Y. S. Councilmen, None.

A. Y. S. Councilmen, None.

IN THE MATTER OF THE VACATION OF THE ALLEY BETWEEN
LOTS 2 AND 3, BLOCK 6, CITY OF LODI AS UNDERTAKEN
UNDER ORDINANCE NO. 470 ADOPTED BY THE CITY COUNCIL
OF THE CITY OF LODI ON MARCH 18, 1953.

AFFIDAVIT OF POSTING NOTICES OF STREET VACATION

A. C. Heckenlaible, first being duly sworn, deposes and says, that he is now and was during all the times herein mentioned, the duly appointed Superintendent of Streets of the City of Lodi, San Joaquin County, California;

That, in accordance with the instructions contained in Ordinance No. 470 adopted by the City Council of the City of Lodi and in accordance with the provisions of the Street Vacation Act of 1941, he caused "Notices of Street Vacation" to be posted along the line of the alley lying between lots 2 and 3, Block 6, City of Lodi, in time, form and manner as required by said Street Vacation Act.

That said posting was completed on the 2nd day of April, 1953, not less than ten (10) days from the date of hearing set in said Ordinance and as contained in said notices, whereupon he made and filed this affidavit.

Signed:

A. C. Heckenlaible
Superintendent of Streets of
the City of Lodi, California

Subscribed and sworn to before
me this 2nd day of April, 1953

Henry D. Glavin
City Clerk of the City of
Lodi, California